

#388  
07-09-98  
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket: 2115S-001184USB

Group Art Unit: 1654 )  
Examiner: )  
Inventor(s): Randal J. Kaufman et al. )  
Serial No.: 08/980,038 )  
Filed: November 26, 1997 )  
For: Inactivation Resistant )  
Factor VIII )

RECEIVED  
JUN 9 1998

RESPONSE TO NOTICE TO  
FILE MISSING PARTS; and  
REQUEST FOR ONE-MONTH  
EXTENSION OF TIME

Attn: Box Missing Parts

**CERTIFICATE OF MAILING**

*I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on May 26, 1998.*

By Debra J. Smith

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

In response to the Notice To File Missing Parts Of Application - Filing Date Granted mailed March 2, 1998 (copy enclosed) for which the two-month shortened period for response was set to expire May 2, 1998, Applicants hereby request a one-month extension of time in which to respond and submit a check herewith for the appropriate fee.

Enclosed are two (2) originally signed Declarations and Powers of Attorney, one executed by inventor Randal J. Kaufman and the other executed by inventors Steven W. Pipe and Katherine Armano.

Also, enclosed herewith for recordal is an Assignment of this application with attached coversheet. A check is enclosed to cover the fees associated with the assignment recordal.

06/03/1998 HPEOPLES 00000009 08280078  
01 FC:201 395.00 OP  
02 FC:205 55.00 OP  
03 FC:202 41.00 OP  
04 FC:203 220.00 OP  
05 FC:215 55.00 OP

Attorney Docket: 2115S-001184USB  
Serial No. 08/980,038

In addition, enclosed herewith is a verification of Applicants' small entity status and an Establishment's Of Assignee's Right To Prosecute Application Under 37 C.F.R. §3.73(b), and Power of Attorney.

Applicants enclose a check in the total amount of \$816.00, which covers the one-month extension of time fee of \$55.00, the late-filing surcharge of \$65.00, the patent application filing fee of \$395.00, the additional claims fee of \$220.00, the additional independent claim fee of \$41.00 and the Assignment recordal fee of \$40.00.

If for some reason, Applicants have not paid a sufficient fee to prevent the abandonment of this application, please charge Deposit Account No. 08-0750 for any further fees which may be due. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Dated: 5/26/98

By: DeAnn F. Smith  
DeAnn F. Smith  
Reg No. 36,683

Harness, Dickey & Pierce, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

DFS/gmp  
Enclosures

6P1654/#



Attorney Docket No. 2115S-001184USB

ART UNIT  
EXAMINER  
INVENTOR(S)  
SERIAL NUMBER  
FILED  
FOR

1654  
Randal J. Kaufman et al.  
08/980,038  
November 26, 1997  
Inactivation Resistant Factor VIII

**RESPONSE TRANSMITTAL AND  
EXTENSION OF TIME REQUEST  
(IF REQUIRED)**

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D. C. 20231

Sir:

JUN 9 1998

FEE CALCULATION FOR ENCLOSED RESPONSE and EXTENSION REQUEST (if any)									
	Claims Remaining		Highest No. Previously Paid		Number Extra		Rate		Additional Fee
Total Claims	94	-	40	=	54	x	\$22.00	=	\$1,188.00
Independent Claims	8	-	4	=	4	x	\$82.00	=	\$328.00
Surcharge For Multiple Dependent Claim First Added . . . . .							+\$270.00	=	
<input type="checkbox"/> Applicant requests a _____ month extension of time for response to the outstanding Office Action. The <b>large entity</b> fee is . . . . .									
TOTAL . . . . .									\$1,516.00
[XX] SMALL ENTITY STATUS (If applicable, divide TOTAL by 2) . . . . .									\$758.00
<input type="checkbox"/> Verified Statement enclosed, if not previously filed.									
<input type="checkbox"/> Reduction for Extension Fee of _____ months already paid . . . . .									
<input type="checkbox"/> OTHER: _____									
TOTAL . . . . .									\$758.00

[XX] A check is enclosed to cover the fees as calculated above.

☐ The fees calculated above are to be charged to Deposit Account No. 08-0750.

If for some reason applicant has not requested a sufficient extension of time and/or has not paid a sufficient fee for this response and/or for the extension of time necessary to prevent the abandonment of this application, please consider this as a Request for an Extension for the required time period and/or an authorization to charge our Deposit Account No. 08-0750 for any fee which may be due. A duplicate copy of this letter is enclosed.

06/02/1998 MCBRO 08990037 05980038  
01 FC:202 164.00  
02 FC:203 164.00

HARNESS, DICKEY & PIERCE, P.L.C.

P. O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

By: DeAnn F. Smith  
DeAnn F. Smith  
Reg. No. 36,683

I hereby certify that this letter, the response attached hereto and, if enclosed, the small entity verification are being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on May 26, 1998.

By: DeAnn F. Smith

2115-011841USB

M. Parts

2115-011841  
DUE 5/02/98

2921



UNITED STATES DEPARTMENT OF COMMERCE  
**Patent and Trademark Office**  
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

Sector 1 &amp;

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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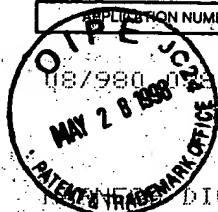
08/9801184

11/26/97

KAUFMAN

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0362/0302

RECEIVED

JUN 9 1998 ASSIGNED

W. DICKY & PIERCE  
 ATTORNEYS AND COUNSELLORS  
 PO BOX 828  
 BLOOMFIELD HILLS MI 48303

MANA OFFICER  
 1654

DATE MAILED:

03/02/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION***Filing Date, Granted*

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 130.00 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ large entity ☐ small entity (verified statement filed), is \$ 1792.00

☒ 1. The statutory basic filing fee is:

- ☒ missing.  
☐ insufficient.

Applicant must submit \$ 790.00 to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ 522.00, including any multiple dependent claim fees, are required.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are:

- ☐ missing.  
☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

*Terry Dym*  
 Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

BEST AVAILABLE COPY